Christopher R. Best, OSB No. 082649

cbest@gattilaw.com

James M. Healy, OSB No. 123403

jhealy@gattilaw.com The Gatti Law Firm 235 Front St. SE, Ste. 200 Salem, Oregon, 97301 Telephone: 503-363-3443

Fax: 503-697-0841

W. Mark Lanier, TSB No. 11934600

wml@laneirlawfirm.com

Lawrence P. Wilson, TSB No. 21704100

larry.wilson@lanierlawfirm.com

Judson Waltman, TSB No. 00797621

jaw@lanierlawfirm.com

Benjamin R. Major, TSB No. 24074639

benjamin.major@lanierlawfirm.com

The Lanier Law Firm

10940 W. Sam Houston Parkway N. Suite 100

Houston, TX 77064

Telephone: 703-659-5200

Of Attorneys for Plaintiff

BRETT A. SHUMATE

Acting Assistant Attorney General

NATALIE K. WIGHT **United States Attorney** KIRSTEN L. WILKERSON

Director, Torts Branch

STEPHEN R. TERRELL (CA Bar No.

210004) Attorney

GESESSEE TEFERI (MD Bar No.

0012130332) Trial Attorney

U.S. Department of Justice Civil Division, Torts Branch

P.O. Box 888

Benjamin Franklin Station Washington, D.C. 20044 Stephen.Terrell2@usdoj.gov

Tel: (202) 353-1651 Fax: (202) 616-5200

Attorneys for Defendant United States of

America

#### UNITED STATES DISTRICT COURT

## DISTRICT OF OREGON

### PORTLAND DIVISION

NICOLE SVOBODA'S FIDUCIARY SERVICES, LLC, as conservator for DONAVAN LABELLA,

Plaintiff,

THE UNITED STATES OF AMERICA,

v.

Defendant.

Case No. 3:21-cv-1664-MO

STIPULATION OF DISMISSAL WITH PREJUDICE

Pursuant to Rule 41(a)(1)(A)(ii), plaintiff and the United States (the parties) jointly stipulate that plaintiff's action is dismissed with prejudice, that plaintiff and the United States shall bear their own fees and costs, and that the Court shall not retain jurisdiction over this action. The parties agree this dismissal is a judgment for purposes of 28 U.S.C. § 2676.

Dated: February 7, 2025,

# Christopher R. Best, OSB No. 082649

cbest@gattilaw.com s/James M. Healy by s/ Stephen R. Terrell per e-mail authorization dated February 6, 2025

James M. Healy, OSB No. 123403

jhealy@gattilaw.com The Gati Law Firm 235 Front St. SE, Ste. 200 Salem, Oregon, 97301 Telephone: 503-363-3443

Fax: 503-697-0841

## W. Mark Lanier, TSB No. 11934600

wml@laneirlawfirm.com

Lawrence P. Wilson, TSB No. 21704100

larry.wilson@lanierlawfirm.com

Judson Waltman, TSB No. 00797621

jaw@lanierlawfirm.com

Benjamin R. Major, TSB No. 24074639

benjamin.major@lanierlawfirm.com

The Lanier Law Firm

10940 W. Sam Houston Parkway N. Suite

100

Houston, TX 77064

Telephone: 703-659-5200

Of Attorneys for Plaintiff

BRETT A. SHUMATE

Acting Assistant Attorney General,

**Civil Division** 

NATALIE K. WIGHT

United States Attorney

KIRSTEN L. WILKERSON

Director, Torts Branch

s/Stephen R. Terrell

STEPHEN R. TERRELL (CA Bar No.

210004)

GESSESSEE TEFERI (MD Bar No.

0012130332)

Trial Attorneys

U.S. Department of Justice

Civil Division, Torts Branch

P.O. Box 888

Benjamin Franklin Station

Washington, D.C. 20044

Tel: (202) 353-1651

Fax: (202) 616-5200

Stephen.Terrell2@usdoj.gov

Attorneys for Defendant United States of

America